

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

JOHN EXCEL ARRADONDO,

Petitioner,

v.

TOM ROY, COMMISSIONER OF
CORRECTION,

Respondent.

Case No. 15-cv-2762 (PAM/SER)

ORDER

This matter is before the Court on the Report and Recommendation (R&R) of Magistrate Judge Steven E. Rau dated August 5, 2015 (Docket No. 3). No objections to the R&R were filed within the requisite time period and the Court therefore **ADOPTS** the R&R. Accordingly, **IT IS HEREBY ORDERED** that:

1. Arradondo's petition for a writ of habeas corpus (Docket No. 1) is **DENIED**.
2. Any claims based on Arradondo's 2006 conviction are **DISMISSED with prejudice** and any new claims based on any more recent revocation of conditional release claims are **DISMISSED without prejudice**.
3. No certificate of appealability will issue as to any claims regarding the 2006 conviction.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: September 2, 2015

s/ Paul A. Magnuson

Paul A. Magnuson
United States District Court Judge